

1 [Requiring for all public work involving asphalt that asphalt be purchased from the City asphalt  
2 plant.]

3 **Ordinance adopting new Section 6.9 of Administrative Code Chapter 6, Article I,**  
4 **requiring that for all public work involving asphalt that public work contractors**  
5 **purchase the asphalt from the City asphalt plant.**

6 Note: This section is entirely new.

8 Be it ordained by the People of the City and County of San Francisco:

9 Section 1. The San Francisco Administrative Code Code is hereby amended by  
10 adding Section 6.9, to read as follows:

11 **SEC. 6.9. ASPHALT PURCHASE.**

12 All Advertisements For Bids for public works under this Chapter shall specify that for  
13 any asphalt to be used in a City and County of San Francisco public work project, contractors  
14 and subcontractors shall purchase such asphalt from the City and County of San Francisco  
15 asphalt plant. Failure of the requirement to appear in the Advertisement For Bids shall not  
16 abrogate the requirement that contractors and subcontractors procure the asphalt for public  
17 work projects from the City and County of San Francisco asphalt plant. A bidder or contractor  
18 shall be excused from this requirement upon a showing that either (a) the City and County of  
19 San Francisco asphalt plant would be unable to provide the necessary quantity of asphalt at  
20 the time required under the approved contract schedule; or (b) procurement and delivery from  
21 another source is less costly.

22 APPROVED AS TO FORM:  
23 DENNIS J. HERRERA, City Attorney

24 By: \_\_\_\_\_  
25 Sheryl L. Bregman  
Deputy City Attorney